

Message

From: Carley Doyle [Carley.Doyle@law.njoag.gov]
Sent: 11/15/2022 7:16:16 PM
To: Zizila, Frances [Zizila.Frances@epa.gov]
Subject: RE: Syncon draft email

Hi Frances:

Thank you for drafting the email below. In light of the email we received from the LSRP today, I am going to find out from DEP what was discussed in regards to a pre-purchaser ACO. Unfortunately, this is news to me. Once I talk to DEP, would you like to discuss how to respond?

Thanks,
Carley

From: Zizila, Frances <Zizila.Frances@epa.gov>
Sent: Monday, November 14, 2022 8:51 AM
To: Carley Doyle <Carley.Doyle@law.njoag.gov>
Subject: [EXTERNAL] FW: Syncon draft email

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Hi Carley, I had drafted this email last week after our discussion. Let me know what you think and then we can share with counsel for the Town to see if he is in agreement.

EPA, DEP and the Town of Kearny have entered into an agreement with respect to the future resolution of outstanding liens at the Syncon Resins Site. Part of the process identified in the agreement includes the requirement that a future purchaser of the Syncon Resins Site agree to enter into an Administrative Consent Order (ACO) with the DEP to perform the operation and maintenance of the groundwater treatment facility. Until all outstanding liens on the Syncon Resins Site are resolved in accordance with the parties' agreement, it is premature for the DEP to enter into negotiations for the ACO.

Thanks,
Frances

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